

Senate File 562

H-1357

1 Amend Senate File 562, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 27, after line 5 by inserting:

4 <DIVISION ____
5 SUBSTANCE USE DISORDER, MENTAL HEALTH, AND OTHER CONDITIONS —
6 OPIOID ADDICTION

7 Sec. ____ . IOWA BOARD OF PHARMACY — REDUCTION OF OPIOID
8 MISUSE OR OVERUSE — OPIOID SETTLEMENT.

9 1. There is appropriated from the opioid settlement fund
10 created in section 12.51 to the board of pharmacy for the
11 fiscal year beginning July 1, 2023, and ending June 30, 2024,
12 the following amounts, or so much thereof as is necessary, for
13 the purposes designated:

14 a. For the board of pharmacy to integrate the state’s
15 prescription monitoring program with health care providers’
16 electronic medical record or pharmacy dispensing systems to
17 allow a seamless connection between the prescription monitoring
18 program and those systems:

19 \$ 60,000

20 b. For the board of pharmacy to implement the opioid and
21 naloxone education (ONE) program to provide resources to
22 pharmacists to educate patients regarding opioid misuse and
23 accidental overdose in order to decrease opioid prescription
24 rates and the related addiction and overdose deaths in the
25 state:

26 \$ 450,000

27 2. If sufficient funds are not available through the opioid
28 settlement fund created in section 12.51, there is appropriated
29 from the Iowa coronavirus fiscal recovery fund created in
30 section 8.57G to the board of pharmacy for the fiscal year
31 beginning July 1, 2023, and ending June 30, 2024, an amount
32 sufficient to provide the total amounts specified under
33 subsection 1 for the purposes designated under this section.

34 3. Notwithstanding section 8.33, moneys appropriated in
35 this section that remain unencumbered or unobligated at the

1 close of the fiscal year shall not revert but shall remain
2 available for the purposes designated until expended.

3 Sec. _____. INCREASED ACCESS TO NALOXONE — OPIOID
4 SETTLEMENT.

5 1. There is appropriated from the opioid settlement fund
6 created in section 12.51 for deposit in the opioid antagonist
7 medication fund created in section 135.190A for the fiscal year
8 beginning July 1, 2023, and ending June 30, 2024, the following
9 amount, or so much thereof as is necessary, for the purpose
10 designated:

11 \$ 250,000

12 2. The department of health and human services shall utilize
13 the moneys appropriated for deposit under this section for the
14 purchase, provision, maintenance, and replacement of opioid
15 antagonist medication administered by first responders to
16 persons experiencing an opioid-related overdose and to county
17 health departments for distribution to accredited schools and
18 institutions of higher education upon request.

19 3. If sufficient funds are not available through the
20 opioid settlement fund created in section 12.51, there is
21 appropriated from the Iowa coronavirus fiscal recovery fund
22 created in section 8.57G for deposit in the opioid antagonist
23 medication fund created in section 135.190A for the fiscal year
24 beginning July 1, 2023, and ending June 30, 2024, for direct
25 appropriation to the department of health and human services
26 for the fiscal year beginning July 1, 2023, and ending June
27 30, 2024, an amount sufficient to provide the total amount
28 specified under subsection 1 for the purposes designated under
29 this section.

30 4. Notwithstanding section 8.33, moneys appropriated in
31 this section that remain unencumbered or unobligated at the
32 close of the fiscal year shall not revert but shall remain
33 available for the purposes designated until expended.

34 Sec. _____. SUBSTANCE USE DISORDER RECOVERY HIGH SCHOOLS —
35 OPIOID SETTLEMENT.

1 1. There is appropriated from the opioid settlement fund
2 created in section 12.51 to the department of health and human
3 services for the fiscal year beginning July 1, 2023, and ending
4 June 30, 2024, the following amount, or so much thereof as is
5 necessary, for the purpose designated:

6 \$ 50,000

7 2. The department of health and human services, in
8 collaboration with the department of education, shall study
9 and make recommendations regarding the establishment of one or
10 more public or private recovery high schools in Iowa designed
11 for the education of students in recovery from substance
12 use disorders or dependency or co-occurring disorders such
13 as anxiety, depression, or attention deficit hyperactivity
14 disorder. Such schools shall meet state requirements for
15 awarding a secondary school diploma and support students
16 engaged in a program of recovery. The department of health
17 and human services shall complete the study and submit its
18 recommendations to the governor and the general assembly by
19 November 1, 2023. The recommendations shall include provisions
20 for students to be eligible for education savings accounts
21 without regard to family financial capacity.

22 3. If sufficient funds are not available through the opioid
23 settlement fund created in section 12.51, there is appropriated
24 from the Iowa coronavirus fiscal recovery fund created in
25 section 8.57G for the fiscal year beginning July 1, 2023, and
26 ending June 30, 2024, to the department of health and human
27 services an amount sufficient to provide the total amount
28 specified under subsection 1 for the purposes designated under
29 this section.

30 4. Notwithstanding section 8.33, moneys appropriated in
31 this section that remain unencumbered or unobligated at the
32 close of the fiscal year shall not revert but shall remain
33 available for the purposes designated until expended.

34 Sec. ____ . SUBSTANCE USE DISORDER — PERSONS COMMITTED
35 TO CORRECTIONAL INSTITUTIONS AND COUNTY JAILS — OPIOID

1 SETTLEMENT.

2 1. a. There is appropriated from the opioid settlement
3 fund created in section 12.51 to the department of health and
4 human services, annually, an amount sufficient to implement
5 this section.

6 b. The department of health and human services shall
7 transfer the amount appropriated under this section to the
8 department of corrections for use in subsidizing the costs of
9 providing medication-assisted treatment to persons committed to
10 department of corrections institutions or county jails being
11 treated for opioid use disorder to purchase state-of-the-art
12 urine sample cups for use in the drug monitoring programs and
13 to fund efforts to fight hepatitis C, a potentially devastating
14 but curable disease spread through intravenous needle use of
15 opioids and other drugs in prison populations. If a county
16 is receiving opioid settlement funds to otherwise cover the
17 costs of medication-assisted treatment, the county shall match
18 the funding provided under this section on a dollar-for-dollar
19 basis.

20 2. If sufficient funds are not available through the
21 opioid settlement fund created in section 12.51, there is
22 appropriated from the Iowa coronavirus fiscal recovery fund
23 created in section 8.57G to the department of health and human
24 services for transfer to the department of corrections for the
25 fiscal year beginning July 1, 2023, and ending June 30, 2024,
26 an amount sufficient for the purposes designated under this
27 section.

28 3. Notwithstanding section 8.33, moneys appropriated in
29 this section that remain unencumbered or unobligated at the
30 close of the fiscal year shall not revert but shall remain
31 available for the purposes designated until expended.

32 Sec. ____ . VETERANS COURTS — OPIOID SETTLEMENT.

33 1. There is appropriated from the opioid settlement fund
34 created in section 12.51 to the department of veterans affairs
35 for the fiscal year beginning July 1, 2023, and ending June 30,

1 2024, the following amount, or so much thereof as is necessary,
2 for the purpose designated:

3 \$ 1,000,000

4 2. a. The moneys appropriated under this section shall
5 be transferred to the judicial branch to establish a veterans
6 court with a full-time outreach coordinator in each judicial
7 district to provide court services to veterans and to integrate
8 court sanctions and incentives with substance use disorder
9 treatment, mental health treatment, and transitional services
10 for veterans in a judicially supervised setting.

11 b. It is the intent of the general assembly that the
12 jurisdiction of the veterans court may be exercised by any
13 district judge and by any district associate judge who is
14 designated by the chief judge of a judicial district as a judge
15 of the veterans court. The chief judge shall designate one
16 or more district judges and district associate judges to act
17 as judges of the veterans court for a judicial district. The
18 chief judge may designate a veterans court judge to preside in
19 more than one county.

20 3. If sufficient funds are not available through the opioid
21 settlement fund created in section 12.51, there is appropriated
22 from the Iowa coronavirus fiscal recovery fund created in
23 section 8.57G for the fiscal year beginning July 1, 2023, and
24 ending June 30, 2024, to the department of veterans affairs for
25 transfer to the judicial branch an amount sufficient to provide
26 the total amount specified under subsection 1 for the purposes
27 designated under this section.

28 4. Notwithstanding section 8.33, moneys appropriated in
29 this section that remain unencumbered or unobligated at the
30 close of the fiscal year shall not revert but shall remain
31 available for the purposes designated until expended.

32 Sec. ____ . STATE EMPLOYEE BENEFITS — SUBSTANCE USE DISORDER
33 BENEFITS — USE OF OPIOIDS — OPIOID SETTLEMENT.

34 1. a. There is appropriated from the opioid settlement fund
35 created in section 12.51 to the department of administrative

1 services for the fiscal year beginning July 1, 2023, and ending
2 June 30, 2024, the following amount, or so much thereof as is
3 necessary, for the purposes designated:

4 \$ 100,000

5 b. The department of administrative services, in cooperation
6 with any health insurance plans or health plan administrators
7 of benefits extended to state employees, shall utilize the
8 funds appropriated in this subsection to create a model
9 benefit plan designed to incentivize or otherwise promote the
10 effective, evidence-based prescription and use of opioids to
11 members receiving benefits through state plans, document the
12 current use of benefits for substance use disorders, identify
13 gaps or unnecessary restrictions in coverage, and expand
14 access to evidence-based treatments and therapies, including
15 nonpharmacological treatments.

16 3. If sufficient funds are not available through the opioid
17 settlement fund created in section 12.51, there is appropriated
18 from the Iowa coronavirus fiscal recovery fund created in
19 section 8.57G to the department of administrative services
20 for the fiscal year beginning July 1, 2023, and ending June
21 30, 2024, an amount sufficient to provide the total amount
22 specified under subsection 1 for the purposes designated under
23 this section.

24 4. Notwithstanding section 8.33, moneys appropriated in
25 this section that remain unencumbered or unobligated at the
26 close of the fiscal year shall not revert but shall remain
27 available for the purposes designated until expended.

28 Sec. ____ . MEDICAID RECIPIENTS — SUBSTANCE USE DISORDER
29 BENEFITS — USE OF OPIOIDS — OPIOID SETTLEMENT.

30 1. a. There is appropriated from the opioid settlement fund
31 created in section 12.51 to the department of health and human
32 services for the fiscal year beginning July 1, 2023, and ending
33 June 30, 2024, the following amount, or so much thereof as is
34 necessary, for the purposes designated:

35 \$ 100,000

1 b. The department of health and human services, in
2 cooperation with Medicaid managed care organizations, shall
3 utilize the funds appropriated under this section to design
4 benefit plans to incentivize or otherwise promote the
5 effective, evidence-based prescription and use of opioids to
6 Medicaid recipients, document the current use of benefits
7 for substance use disorders, identify gaps or unnecessary
8 restrictions in coverage, and expand access to evidence-based
9 treatment and therapies, including nonpharmacological
10 treatments. The department shall seek any Medicaid state plan
11 amendment or waiver necessary to administer this subsection.

12 2. If sufficient funds are not available through the opioid
13 settlement fund created in section 12.51, there is appropriated
14 from the Iowa coronavirus fiscal recovery fund created in
15 section 8.57G to the department of health and human services
16 for the fiscal year beginning July 1, 2023, and ending June
17 30, 2024, an amount sufficient to provide the total amount
18 specified under subsection 1 for the purposes designated under
19 this section.

20 3. Notwithstanding section 8.33, moneys appropriated in
21 this section that remain unencumbered or unobligated at the
22 close of the fiscal year shall not revert but shall remain
23 available for the purposes designated until expended.

24 Sec. _____. SUBSTANCE USE DISORDER AND OPIOID USE RESEARCH AND
25 EDUCATION — OPIOID SETTLEMENT.

26 1. There is appropriated from the opioid settlement fund
27 created in section 12.51 to the following entities for the
28 fiscal year beginning July 1, 2023, and ending June 30, 2024,
29 the following amounts, or so much thereof as is necessary, for
30 the purposes designated:

31 a. To the department of health and human services:

32 (1) To contract with the Iowa health care collaborative to
33 do all of the following:

34 (a) To develop and pilot protocols for the treatment
35 of emergency room patients experiencing opioid or heroin

1 overdoses, including the provision of peer counseling and
2 advocacy:

3 \$ 100,000

4 (b) To reduce opioid exposure by educating doctors and
5 hospitals, especially in rural areas, to adopt the enhanced
6 recovery after surgery (ERAS) principles:

7 \$ 100,000

8 (2) For the psychiatric residency programs involved
9 with coordinated, collaborative care at newly established,
10 community-based behavioral health treatment facilities offering
11 residential substance use disorder treatment for twenty-nine
12 days or more:

13 \$ 1,000,000

14 (3) To pilot the establishment and operation of three
15 community-based syringe service programs developed to provide
16 substance use prevention and response including linkages
17 to substance use disorder treatment; vaccination, testing,
18 and access to care for infectious diseases; and access to,
19 education regarding the safe utilization of, and proper
20 disposal of, fentanyl test strips, sterile syringes, and
21 injection equipment:

22 \$ 450,000

23 The pilot program supported with the funding appropriated
24 under this subparagraph is conditioned on the implementation
25 of written agreements with local law enforcement agencies
26 and county attorneys to refrain from charging or prosecuting
27 program sponsors or participants for violations of section
28 124.414.

29 b. To the state board of regents:

30 (1) To fund research on medication-assisted treatment for
31 substance use disorders conducted at the university of Iowa
32 college of public health to identify variability in outcomes,
33 demonstrate efficacy of treatment, and refine evidence-based
34 protocols:

35 \$ 500,000

1 (2) To fund research and education conducted at the
2 university of Iowa Carver college of medicine for the
3 nonnarcotic treatment of pain:
4 \$ 1,000,000

5 c. To the department of public safety to establish and
6 direct a task force, in collaboration with the department of
7 health and human services, to make recommendations, based on
8 public health principles, to restructure the response of the
9 state's health and justice systems to illicit drug use and to
10 individuals suffering from substance use disorders:
11 \$ 500,000

12 The department of public safety shall submit a report of the
13 recommendations specified in this paragraph "c" to the governor
14 and the general assembly by July 1, 2024.

15 2. If sufficient funds are not available through the opioid
16 settlement fund created in section 12.51, there is appropriated
17 from the Iowa coronavirus fiscal recovery fund created in
18 section 8.57G to the entities specified in subsection 1,
19 for the fiscal year beginning July 1, 2023, and ending June
20 30, 2024, a sufficient amount to provide the total amounts
21 specified to the entities specified under subsection 1 for the
22 purposes designated under this section.

23 3. Notwithstanding section 8.33, moneys appropriated in
24 this section that remain unencumbered or unobligated at the
25 close of the fiscal year shall not revert but shall remain
26 available for the purposes designated until the close of the
27 succeeding fiscal year.

28 Sec. ____ . PUBLIC HEALTH STRUCTURE AND INFRASTRUCTURE AND
29 SUBSTANCE USE DISORDER PREVENTION AND TREATMENT — OPIOID
30 SETTLEMENT.

31 1. There is appropriated from the opioid settlement fund
32 created in section 12.51 to the university of Iowa college of
33 public health for the fiscal year beginning July 1, 2023, and
34 ending June 30, 2024, the following amounts, or so much thereof
35 as is necessary, for the purposes designated:

1 a. To conduct a comprehensive review and evaluation of
2 the existing public health structure and infrastructure in
3 Iowa, and to make recommendations for policy and funding to
4 improve capacity of the state and local communities to address
5 substance use and related issues:

6 \$ 250,000

7 b. To coordinate increased, systematic efforts with local
8 public health authorities to address the personal behaviors,
9 societal conditions, and lack of access to services that are
10 identified as risk factors for substance use disorders and
11 related co-occurring health conditions:

12 \$ 1,000,000

13 The amount appropriated may be used to provide grants to
14 county boards of health to implement evidence-based community
15 programming, policies, and collaborative projects with health
16 care providers to address the identified risk factors.

17 c. To provide paid internships for college of public
18 health students paired with local health departments to
19 support the development of local public health infrastructure,
20 conduct community health needs assessments, and assist in
21 the successful implementation of health improvement plans to
22 address substance use disorders and co-occurring brain health
23 and related conditions:

24 \$ 500,000

25 2. If sufficient funds are not available through the
26 opioid settlement fund created in section 12.51 to satisfy the
27 appropriations under subsection 1, there is appropriated from
28 the Iowa coronavirus fiscal recovery fund created in section
29 8.57G to the university of Iowa college of public health
30 for the fiscal year beginning July 1, 2023, and ending June
31 30, 2024, a sufficient amount to provide the total amounts
32 specified under subsection 1 for the purposes designated under
33 this section.

34 3. Notwithstanding section 8.33, moneys appropriated in
35 this section that remain unencumbered or unobligated at the

1 close of the fiscal year shall not revert but shall remain
2 available for the purposes designated until the close of the
3 succeeding fiscal year.

4 Sec. ____ . SUBSTANCE USE DISORDER — RECOVERY HOUSING —
5 SUPPORTIVE SERVICES — OPIOID SETTLEMENT.

6 1. a. There is appropriated from the opioid settlement fund
7 created in section 12.51 to the department of health and human
8 services for the fiscal year beginning July 1, 2023, and ending
9 June 30, 2024, the following amount, or so much thereof as is
10 necessary, for the purpose designated:

11 \$ 2,000,000

12 b. Moneys appropriated under this section shall be used
13 by the department, in collaboration with the Iowa finance
14 authority and community-based organizations, to engage in work
15 to increase the availability of recovery housing throughout the
16 state. The moneys shall be distributed as grants to recovery
17 housing providers whose application for assistance is in
18 accordance with a county community health needs assessment and
19 health improvement plan. If a county is otherwise receiving
20 opioid settlement funds, the county shall match the grant
21 funding provided under this section on a dollar-for-dollar
22 basis.

23 2. If sufficient funds are not available through the
24 opioid settlement fund created in section 12.51 to satisfy the
25 appropriations under subsection 1, there is appropriated from
26 the Iowa coronavirus fiscal recovery fund created in section
27 8.57G to the department of health and human services for the
28 fiscal year beginning July 1, 2023, and ending June 30, 2024, a
29 sufficient amount to provide the total amount specified under
30 subsection 1 for the purposes designated under this section.

31 3. Notwithstanding section 8.33, moneys appropriated in
32 this section that remain unencumbered or unobligated at the
33 close of the fiscal year shall not revert but shall remain
34 available for the purposes designated until the close of the
35 succeeding fiscal year.

1 recommendations to implement an integrated behavioral health
2 and substance use disorder system and services structure that
3 blends funding in the areas of prevention, treatment, recovery,
4 and resources.

5 b. The task force shall include the director of health
6 and human services, appropriate departmental personnel, two
7 representatives of each mental health and disability services
8 region appointed by the region, and three experts each
9 representing the fields of prevention, treatment, and recovery
10 selected by the department based on recommendations from the
11 mental health and disability services region chief executive
12 officers.

13 c. The task force shall submit a report to the governor
14 and the general assembly by June 30, 2024, including
15 recommendations that address all of the following:

16 (1) Prevention policy, including measures to ensure
17 consistent and sustained funding for prevention activities,
18 enhanced early intervention techniques, and a plan for
19 well-rounded prevention programs that address alcohol,
20 methamphetamine, opioid use, and co-occurring disorders.

21 (2) Treatment policy, built on the premise that
22 co-occurring issues are the norm rather than the exception,
23 and includes methods to deliver services through integrated
24 care models that regulate team-based care or close coordination
25 between providers, use of dual treatment planning methods,
26 standards for counselors to attain and practice with dual
27 certification, licensure solutions for dual programs and
28 practitioners, and effective treatment modalities for
29 short-term and long-term outcomes.

30 (3) Recovery policy, including practices to integrate
31 co-occurring approaches in mobile crisis response and other
32 crisis services, implementation of harm reduction practices,
33 integration of feasible medication strategies to support
34 mental health issues in alignment with substance use disorder
35 recovery, and incentive programs to support recovery efforts.

1 (4) Resource deployment policy including all of the
2 following:

3 (a) The combining and leveraging of state, regional,
4 and local partnerships to optimize opioid settlement funds
5 available to the state and counties.

6 (b) Allocation of federal substance abuse and mental health
7 services administration block grants for substance abuse
8 prevention and treatment and community mental health services.

9 (c) Other related federal government and private funding
10 opportunities.

11 (5) Provisions for peer support workers consistent with
12 the guidance of the federal substance abuse and mental health
13 services administration's bringing recovery supports to scale
14 technical assistance center strategy.

15 (6) Opportunities through the alignment of the department
16 of health and human services to integrate the fragmented
17 behavioral health and substance use disorder services systems
18 into a system of comprehensive, whole-person care, that
19 utilizes public funding more efficiently and increases the
20 return on investment through enhanced community health for all
21 Iowans.

22 2. There is appropriated from the opioid settlement fund
23 created in section 12.51 to the department of health and
24 human services, for task force support for the fiscal year
25 beginning July 1, 2023, and ending June 30, 2024, the following
26 amount, or so much thereof as is necessary, for the purposes
27 designated:

28 \$ 150,000

29 The task force shall approve any contract for external
30 assistance to the task force.

31 3. a. There is appropriated from the opioid settlement
32 fund created in section 12.51 to the department of health and
33 human services, for the fiscal year beginning July 1, 2024, and
34 ending June 30, 2025, the following amount, or so much thereof
35 as is necessary for the purposes designated:

1 \$ 10,000,000

2 b. For dollar-for-dollar matching grants to mental health
3 and disability services regions to be used for long-term
4 residential treatment and recovery services for persons
5 diagnosed with one or more disorders including a substance use
6 disorder in accordance with the recommendations of the task
7 force convened under this section.

8 c. Notwithstanding section 8.33, moneys appropriated in
9 this subsection that remain unencumbered or unobligated at the
10 close of the fiscal year shall not revert but shall remain
11 available for the purposes designated until expended.

12 Sec. ____ . IOWA FINANCE AUTHORITY — TRANSITIONAL HOUSING
13 FOR ELIGIBLE SERVICE MEMBERS. There is appropriated from the
14 opioid settlement fund established in section 12.51 to the
15 Iowa finance authority for the fiscal year beginning July 1,
16 2023, and ending June 30, 2024, the following amount, or so
17 much thereof as is necessary, to be used for the purposes
18 designated:

19 To provide grants, low-interest loans, and loan guarantees
20 to veteran-led nonprofit organizations:

21 \$ 4,300,000

22 1. Amounts appropriated pursuant to this section shall be
23 distributed to veteran-led nonprofit organizations provided
24 that the organization meets all of the following conditions:

25 a. The funds will be used to purchase land, construct
26 housing, or furnish housing for the purpose of providing
27 transitional housing to homeless veterans.

28 b. The veterans receiving transitional housing benefits
29 pursuant to paragraph "a" are suffering from or are at risk of
30 opioid or other substance abuse disorder, post-traumatic stress
31 disorder, or another mental illness or life disruption as the
32 Iowa finance authority, in consultation with the department
33 of health and human services and the department of veterans
34 affairs, deems appropriate.

35 c. The funds are used as a part of a wraparound health

1 and social services program provided by or through the
2 organization.

3 2. Notwithstanding section 8.33, moneys appropriated in
4 this section that remain unencumbered or unobligated at the
5 close of the fiscal year shall not revert but shall remain
6 available for expenditure for the purposes designated until the
7 close of the succeeding fiscal year.>

8 2. Title page, line 6, by striking <and>

9 3. Title page, line 7, after <retirement,> by inserting <and
10 opioid settlement funding utilization,>

11 4. By renumbering as necessary.

WILSON of Linn